

FISCAL NOTE

TO: Chief Clerk of the Senate
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: March 23, 1995

SUBJECT: **SB 1530 - HB 1699**

This bill, if enacted, will require courts to impound the license plates of individuals convicted of driving a motor vehicle after suspension, revocation or cancellation of the person's driver license. If an individual is convicted of a violation involving a motor vehicle and has a previous conviction of driving on a suspended or revoked license the court may require impoundment of license plates. The individual is not to receive new plates until their driver's license is returned. If the violator is not the owner of the vehicle the court shall impound the plates if the vehicle was used with the permission of, and the owner had knowledge of, the violator's license status. The automobile cannot be sold without the permission of the court.

The bill further requires that the Commissioner of Safety issue an intent to impound order for the plates if the person is convicted of various violations requiring revocation action. A law enforcement officer may seize the plates or the violator is to surrender them.

Any person subject to an impoundment order may request court review, or administrative review by the Department. The review is not

subject to the provisions of the Uniform Administrative Procedures Act. The department may return regular plates at no additional cost, or issue special license plates with a unique designation for an additional \$25 fee if the owner or a member of the owner's family is a valid licensed driver. All fees go to the Highway Fund. The bill creates a Class A misdemeanor for non-compliance with the act.

The fiscal impact from enactment of this bill is estimated to result in an increase in first year state revenues of \$1,218,750 to the Highway Fund from the \$25 special license plate fee. This estimate assumes that 75% of the 65,000 annual license revocations (FY 93-94) will result in impoundment orders and purchase of the special tags.

The processing of requests to review impoundment orders and manufacture and distribute the special license plates will result in recurring state expenditures of \$534,982 and first year non-recurring expenditures of \$185,839 to the general fund as follows:

	<u>Recurring</u>	<u>Non-Recurring</u>
New Personnel (15)	237,944	
Equipment		\$185,839
Operational Expenses (Office Space, Supplies, etc.)	\$234,150	
Manufacture Special Plates	<u>\$62,888</u>	<u> </u>
Total	\$534,982	\$185,839

The Department of Safety estimated recurring costs of \$698,000 based upon a total of 21 new personnel and non-recurring costs of

\$201,646. The department estimated annual revenue of \$1,462,500 assuming that 90% of the license revocations would result in the purchase of special license plates.

In addition there is estimated to be an increase in local government expenditures for increased incarceration for non-compliance with this act versus an increase in fines collected because of misdemeanor convictions. The net impact to local governments is estimated to be not significant.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James A. Davenport". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

James A. Davenport, Executive Director